

**LAND SURVEYORS SECTION MEETING
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS, AND LAND SURVEYORS
MINUTES**

FEBRUARY 22, 2006

PRESENT: Rick Van Goethem, James Rusch, Matthew J. Janiak, Ted Widderski and Steven Nielsen (excused at 4:10 p.m.)

STAFF PRESENT: Tim Wellnitz, Bureau Director; Colleen Baird, Legal Counsel; and Nicole Goodman, Program Assistant

GUESTS: Reginald Jaquish, Wisconsin Society of Land Surveyors

CALL TO ORDER

Rick Van Goethem, Chair, called the meeting to order at 9:30 a.m. A quorum of five members was present.

AGENDA

MOTION: Ted Widderski moved, seconded by Matthew J. Janiak, to approve the agenda as written. Motion carried unanimously.

ELECTION OF OFFICERS FOR 2006

MOTION: James Rusch moved, seconded by Ted Widderski, to nominate Rick Van Goethem as Chair, and that a unanimous ballot is cast to elect Rick Van Goethem as Chair. Motion carried unanimously.

MOTION: Matthew Janiak moved, seconded by Steven Nielsen, to nominate James Rusch as Vice Chair, and that a unanimous ballot is cast to elect James Rusch as Vice Chair. Motion carried unanimously.

MOTION: James Rusch moved, seconded by Rick Van Goethem, to nominate Matthew Janiak as Secretary, and that a unanimous ballot is cast to elect Matthew Janiak as Secretary. Motion carried unanimously.

**APPOINT BOARD'S REPRESENTATIVES FOR SCREENING PANEL
BY BOARD CHAIR**

Rick Van Goethem, Section Chair, appointed, James Rusch and Ted Widderski to represent the Section on the screening panel.

APPROVAL OF MINUTES (JULY 27, 2005)

Amendments to the Minutes:

- Page 2: Under Review and Discussion of A-E 6 Administrative Rule Revision and Scope Statement change “WSLA” to “WSLS”
- Page 4: Fourth motion omit the word “of”

MOTION: Matthew Janiak moved, seconded by James Rusch, to approve the July 27, 2005 minutes as amended. Motion carried unanimously.

ADMINISTRATIVE REPORT TIM WELLNITZ, BUREAU DIRECTOR

Rick Van Goethem appointed Steven Nielsen as the public member on the A-E Joint Board Rules Committee.

Annual Policy Review with Board

Tim Wellnitz reviewed the Annual 2006 Policy with the Section.

2006 Meeting and Screening Dates

Tim Wellnitz requested the Section members to contact him if they are unable to attend a meeting to assure that there is a quorum for each meeting.

The July 26 meeting and screening date was changed to August 3.

MOTION: Rick Van Goethem moved, seconded by James Rusch, to change the July 26 meeting and screening date to August 3. Motion carried unanimously.

Board Members Only – Hotline

Board members were encouraged to use the Board member hotline number and were reminded that the hotline number is for Board members only.

2003 DOE Case Deadline

DOE has set a deadline of July 14, 2006 for filing or resolving all of their 2003 cases.

SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES

Noted.

PRESENTATION OF PROPOSED STIPULATION BY DIVISION OF ENFORCEMENT

Attorney Claudia Berry Miran presented the proposed Stipulation in the matter concerning Luther Hoffman 01 LSR 020, 01 LSR 025, 02 LSR 008, 02 LSR 009, 04 LSR 004

TRAVEL

REPORT ON NCEES 84TH ANNUAL MEETING BY JAMES RUSCH

James Rusch attended the NCEES 84th Annual Meeting in Memphis, TN on August 24-27, 2005. Issues discussed included the licensure and the written examination of photogrammetrists. They also discussed a new way of possibly licensing land surveyors among other issues.

Mr. Rusch will be attending the NCEES 85th Annual Meeting in Anchorage, AK on September 13-16, 2006; he will also be representing the Section and the NCEES Central Zone meeting in Santa Fe, NM on June 1-3, 2006.

NCEES 85TH ANNUAL MEETING, SEPTEMBER 13-16, 2006, ANCHORAGE, AK

MOTION: Matthew Janiak moved, seconded by Rick Van Goethem, to nominate James Rusch to attend the NCEES 85th Annual Meeting in Anchorage, AK on September 13-16, 2006 to represent the Wisconsin Land Surveyors Section on Department funds. Motion carried unanimously.

MOTION: Rick Van Goethem moved, seconded by Matthew Janiak, to nominate James Rusch to attend the NCEES Central Zone Meeting in Santa Fe, NM on June 1-3, 2006 to represent the Wisconsin Land Surveyors Section on his own funds and that the Department provide funding to assist Mr. Rusch if there are funds available. Motion carried unanimously.

LEGISLATIVE/ ADMINISTRATIVE RULES UPDATE

Update on A-E 6 Administrative Rule Revision

Tim Wellnitz informed the Section that the Scope Statement has been approved by the A-E Joint Board and published. Colleen Baird will be putting together a draft of rules to be reviewed by the A-E Joint Board and/or Rules Committee.

SB 499 Recording and Filing Transportation Project Plats

Noted.

Bill Related to Landscape Architecture LRB 3020/1

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Tim Wellnitz informed the Section that LRB3020/1 has been introduced as a Bill. The Section recommends some language in the Bill be changed. Rick Van Goethem will be working directly with Colleen Baird to write a letter to the co-sponsors of Legislation to recommend the language changes.

MOTION: Matthew Janiak moved, seconded by James Rusch to send a letter to the co-sponsors of the Legislation and any other appropriate officials and have Rick Van Goethem approve and sign the letter on behalf of the Section.

Update on Continuing Education Enabling Legislation LRB 4004/1

The bill draft will be reviewed by the A-E Joint Board at their April meeting.

**CREDENTIALING
APPEARANCE FOR CLASS I HEARING
BRYCE KACZOR - 11:00 A.M.**

Mr. Bryce Kaczor appeared in person before the Land Surveyor Section regarding the denial of Mr. Kaczor's application for a credential as a registered land surveyor.

**DISCUSSION OF NWTC AND UW GREEN BAY DEGREE PROGRAM –
ARTICULATION AGREEMENT UPDATE – RICK VAN GOETHEM**

NWTC formed a partnership with UW Green Bay and are trying to get an approved bachelor degree program that students can use to meet the four year requirement as a related field. Students would end up with about 35 credits in surveying course work between NWTC and UW Green Bay. The agreement is awaiting final approval from the schools. Once the agreement is finalized, Rick Van Goethem will provide a copy to Tim Wellnitz, who will then provide to Barb Showers for review. The Section asked Tim Wellnitz to add this topic to the August agenda.

**NCEES CORRESPONDENCE ON NSPS NAFTA MUTAL RECOGNITION
DOCUMENT**

Information only.

NEW BUSINESS

None.

CLOSED SESSION

MOTION: Matthew Janiak moved, seconded by James Rusch, to convene to Closed Session to deliberate on cases involving hearings (s. 19.85 (11) (a), Stats.); to consider licensure or discipline (s. 19.85(1) (b), Stats. to consider individual histories or disciplinary data (s. 19.85(1) (f), Stats.); and to

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confer with legal counsel (s. 19.85(1) (g), Stats. Motion carried by roll call vote: Rick Van Goethem-yes, Ted Widderski-yes Steven Nielsen-yes, James Rusch-yes, Matthew Janiak-yes

Open Session recessed at 12:48 p.m.

The Board deliberated on the Monitoring Report, the Case Status Report and Case Closings, Proposed Stipulations, Proposed Administrative Warnings, and Pending Applications.

Steven Nielsen was excused at 4:10 p.m.

RECONVENE TO OPEN SESSION

MOTION: James Rusch moved, seconded by Ted Widderski, to reconvene into Open Session at 5:15 p.m. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION, IF VOTING IS APPROPRIATE

MONITORING REPORT

JOHN KARNS

MOTION: Rick Van Goethem moved, seconded by James Rusch, to deny John Karns' reinstatement of an unconditional license without restrictions. He must complete 6 college credits with a "C" or better approved by the Sections liaison, Rick Van Goethem, it must be completed by June 1, 2007, and that in 30 days he must submit names of licensed land surveyors to review his work until he completes all his educational responsibilities. Rick Van Goethem will act as the liaison to approve the supervising land surveyor. Motion carried unanimously.

STIPULATION

LUTHER HOFFMAN 01 LSR 020, 01 LSR 025, 02 LSR 008, 02 LSR 009, 04 LSR 004

MOTION: Rick Van Goethem moved, seconded by Matthew Janiak, to deny the Final Decision and Order, Findings of Fact, Conclusions of Law, Order, and Stipulation in the matter concerning **Luther Hoffman 01 LSR 020, 01 LSR 025, 02 LSR 008, 02 LSR 009, 04 LSR 004**. Motion carried unanimously.

ADMINISTRATIVE WARNINGS

04 LSR 006

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MOTION: Rick Van Goethem moved, seconded by Matthew Janiak, to accept the administrative warning as written in the matter concerning 04 LSR 006. Motion carried unanimously.

**CLASS I HEARING
BRYCE KRACZOR**

MOTION: Rick Van Goethem moved, seconded by James Rusch, to deny **Bryce Kraczor's** application for a credential as a Land Surveyor due to failure to fulfill the education requirements of licensure under the bachelor of science degree, he will need to take an additional 8 credits of survey course work in order to obtain the requirements of the bachelor degree or work an additional 3 years under the 10 year rule. Motion carried unanimously.

**APPLICATION REVIEW
TIM LOGAN**

MOTION: Rick Van Goethem moved, seconded by Matthew Janiak, to deny Tim Logan's transcripts, they do not meet the related field education requirements for a four year degree for licensure in Wisconsin; the only option to gain licensure is to have 10 years of approved experience. Motion carried unanimously.

APPLICATIONS REVIEWED ON 11-9-2005

The Section took the following action on applications.

MOTION: James Rusch moved, seconded by Matthew Janiak, to approve the following applications for registration as a land surveyor by written exam. Motion carried unanimously.

MOTION: Rick Van Goethem moved, seconded by James Rusch, to intent to deny the following applications for registration as a land surveyor. Motion carried unanimously.

MOTION: Matthew Janiak moved, seconded by James Rusch, to deny the following applications for registration as a land surveyor. Motion carried unanimously.

FOR REGISTRATION AS A LAND SURVEYOR

1. Written Exam

a. Granted

1. Anacker, Thomas M
2. Anderson, Michael T
3. Dunn, Jonathan W
4. Stroeing, Gregg A

b. Intent to Deny

1. Jacobs, Duane

c. Deny

1. Blixt, Benjamin J
2. Kaczor, Bryce

APPLICATIONS REVIEWED ON 2-22-2006

The Section took the following action on applications.

MOTION: James Rusch moved, seconded by Matthew Janiak, to approve the following applications for registration as a land surveyor by written exam. Motion carried unanimously.

MOTION: Matthew Janiak moved, seconded by Robert Hoskins, to deny the following applications for registration as a land surveyor. Motion carried unanimously.

FOR REGISTRATION AS A LAND SURVEYOR

1. Written Exam

d. Granted

- | | |
|--------------------------|-------------------------|
| 1. Beasley, Zachariah E | 10. Mattrisch, Mark S |
| 2. Dietz, Christopher R | 11. O'Rourke, Matthew T |
| 3. Garde, Jeffrey R | 12. Peot, Brian |
| 4. Gerondale, Jacob M | 13. Rochon, Michael G |
| 5. Greeson, Michael A | 14. Tarara, Antonino R |
| 6. Hodges, Christopher A | 15. Terczynski, Jason P |
| 7. Holme, William G | 16. Towne, Jason E |
| 8. Lee, Steve J | 17. Vanlandschoot, Jay |
| 9. Lewis, Kevin C | |

e. Deny

1. Augustine, Mark
2. Blixt, Benjamin J
3. Jacobs, Duane
4. Lukachek, Wayne A
5. McCormick, Kevin T
6. Nelson, James T
7. Restad, Gregory S
8. Reyna, Tommy J
9. Simon, Donald P
10. Wald, Joel

ADJOURNMENT

MOTION: Rick Van Goethem moved, seconded by Matthew Janiak, to adjourn the meeting at 5:35 p.m. Motion carried unanimously.

NEXT MEETING: AUGUST 3, 2006